



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON, D.C. 20370-5100

HD:hd  
Docket No: 05253-99  
17 January 2001

LT [REDACTED] NC USNR  
[REDACTED]

Dear Lieutenant [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 January 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 24 December 1999, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official

records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



5253-99

**DEPARTMENT OF THE NAVY**  
**NAVY PERSONNEL COMMAND**  
**5720 INTEGRITY DRIVE**  
**MILLINGTON TN 38055-0000**

1610  
PERS-311

24 DEC 99

**MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF  
NAVAL RECORDS**

Via: PERS/BCNR Coordinator (PERS-00XCB)

Subj: L [REDACTED], US [REDACTED]

Ref: (a) BUPERSINST 1610.10 EVAL Manual

Encl: (1) BCNR File

1. Enclosure (1) is returned. The member requests block-35 be changed from "2.0" to "3.0" and correct block 41, comments on performance for the fitness report for the period 1 September 1995 to 31 January 1996.

2. Based on our review of the material provided, we find the following:

a. A review of the member's headquarters record revealed the fitness report in question to be on file. The report is signed by the member acknowledging the contents of the report and her right to submit a statement. The member indicated that she did desire to submit a statement. To date, Pers-311 has not received the member's statement and the reporting senior's endorsement.

b. The member requests to change block-35 Military Bearing/Character from 2.0 to 3.0 and delete comments in block-41 concerning PRT failure. The member states she should have been waived from body fat measurements due to pregnancy, miscarriage, and post-partum.

c. The member's Risk Factor Screening/Physical Readiness Test Results (OPNAV-6110/2) did not indicate the member's body fat percentage for the October 1995 PRT cycle. The results of the 19 January 1996 body composition screen revealed her body fat to be 37%. This measurement was taken more than six months after the pregnancy.

d. In accordance with reference (a), Annex A, failure on the Physical Readiness Test (PRT) must be treated as an adverse fitness report and must be commented on in block-41 of the fitness report. The fitness report is procedurally correct.

e. The member does not prove the report to be unjust or in error.

3. We recommend the member's record remain unchanged.

[REDACTED]

Head, Performance  
Evaluation Branch